

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

BLYTHE AND SEAN MCDONNELL,     )  
   )  
   ) Plaintiffs,     )  
   )  
v.   )  
   )  
NATIONSTAR MORTGAGE LLC, et al.,     )  
   )  
   ) Defendants.     )


Case No. 4:17-cv-00146-DGK

**DEFENDANT FIELD ASSET SERVICES, LLC A/K/A ASSURANT FIELD SERVICES,  
LLC'S MOTION TO DISMISS COUNT I OF PLAINTIFF'S PETITION**

COMES NOW Defendant Field Asset Services, LLC a/k/a Assurant Field Services, LLC, by and through its counsel of record, and moves for dismissal of Count I of Plaintiffs' Petition for Damages pursuant to Federal Rule of Civil Procedure 12(b)(6). In support of Defendants' motion to dismiss, Defendants have filed, contemporaneously herewith, a memorandum in support.

WHEREFORE Defendant Field Asset Services, LLC a/k/a Assurant Field Services, LLC respectfully requests this Court dismiss Count I of Plaintiff's Petition for Damages against this Defendant for failure to state a claim upon which relief may be granted, and for such other and further relief as the Court deems just and proper.

MORROW•WILLNAUER•CHURCH, L.L.C.

By   
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ASSURANT FIELD SERVICES, LLC

I hereby certify that the above and foregoing was filed with the Clerk of the Court via ECF on this 28th day of September 2017, with a copy of the same being served via electronic mail (ECF) by the Clerk of the Court on this 28th day of September 2017, to:

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